

FILED
Clerk
District Court

JUN 26 2006

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For The Northern Mariana Islands
By _____
(Deputy Clerk)

Attorney Appearing in Pro Se

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN MARIANA ISLANDS**

ROBERT D. BRADSHAW,

Plaintiff,

v.

COMMONWEALTH OF THE
NORTHERN MARIANA ISLANDS, et al.,

Defendants.

Case No. CV 05-0027

**ANSWER TO SECOND
AMENDED COMPLAINT;**

DEMAND FOR JURY

Defendant, JAY H. SORENSEN, appearing for himself, responds to and answers the second amended complaint as follows:

1. The allegations of the following paragraphs are admitted: 1, 7, 15, 16, 18, 19, 20, 89, 91-94, 129, 144.

2. The allegations of the following paragraphs are denied: 21-39, 47-53, 63, 65, 74-76, 113, 114, 116, 130, 142, 143, 212-228, 284-300, 319-325, 329-336, 357-361, 376, 377, 380, 381, 384, 385.

3. This defendant has insufficient information as to the allegations of certain paragraphs, and based on the lack of sufficient information, denies them. Those paragraphs are: 3, 8-14, 17, 44, 56-58, 60, 61, 64, 66-73, 77-88, 99, 100, 115, 128, 131-137, 152-174, 175-196, 197-210, 233-260, 265-271, 276-279, 305-315, 340-344, 348, 354, 364-369, 388-396.

1 4. Certain of the paragraphs do not aver facts, but are legal contentions, rhetorical
2 statements, musings, speculative conclusions or prayers for relief. To the extent that they
3 may be considered allegations of fact, they are denied. Those paragraphs are: 2, 4, 5, 6,
4 40-46, 54, 55, 59, 62, 95-98, 101-112, 117-127, 139-141, 145-151, 229-231, 261-263,
5 272-274, 280-282, 301-303, 326, 327, 337, 338, 345, 346, 355, 362, 370, 372-374, 378,
6 386, 397.

7 5. In response to paragraph 90, defendant admits those allegations, except that the
8 justification for entry of default was the Superior Court's determination that Bradshaw
9 had been properly served by certified mail, had appeared in the case, and had waived any
10 challenge to insufficient service of process, as articulated in the Order Denying Motion to
11 Remove Case From Trial Docket filed February 22, 2000, and that Bradshaw had failed
12 to file an answer.

13 5. Certain paragraphs merely incorporate preceding paragraphs by reference.
14 Response to the incorporated paragraphs are as noted above. Those incorporating
15 paragraphs are: 211, 232, 264, 275, 283, 304, 318, 328, 339, 347, 356, 363, 371, 375,
16 379, 382, 387.

17 18 AFFIRMATIVE DEFENSES

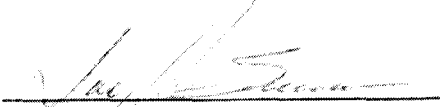
19 6. The second amended complaint fails to state a claim against this answering
20 defendant.

21 7. The claims brought are barred by the applicable statute of limitations.

22 8. Plaintiff has waived any rights he may have had that provide the basis for this
23 action.


24 9. To whatever extent anyone may have misrepresented the receipt by plaintiff of
25 service of process, such misrepresentation was not the cause of the default judgment
26 entered against him, and hence, did not result in any harm to plaintiff.
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1 WHEREFORE, defendant prays that plaintiff take nothing by his second
2 amended complaint, that defendant be awarded judgment against plaintiff, and that
3 defendant recover costs of suit herein incurred, as well as such other relief as the court
4 may deem proper.
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8 Jay H. Sorensen
9 In Pro Se
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12 DEMAND FOR JURY

13 Pursuant to Rule 38, Federal Rules of Civil Procedure, this answering defendant
14 hereby requests that all issues brought against him be submitted for jury determination.
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19 Jay H. Sorensen
20 In Pro Se
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that on JUNE 26, 2006

a copy of each of the following: ANSWER TO SECOND AMENDED COMPLAINT;
DEMAND FOR JURY

were deposited for delivery to the U.S. Post Office, first class mail, postage prepaid,
addressed as set forth below (except as noted below):

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Calder, Idaho 83808

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Jay H. Sorensen

* Served electronically by agreement of the parties